

1 FRANCIS M. GREGOREK (144785)
gregorek@whafh.com
2 BETSY C. MANIFOLD (182450)
manifold@whafh.com
3 RACHELE R. RICKERT (190634)
rickert@whafh.com
4 WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLP
5 750 B Street, Suite 2770
San Diego, CA 92101
6 Telephone: 619/239-4599
7 Facsimile: 619/234-4599

8 MARK C. RIFKIN (*pro hac vice*)
rifkin@whafh.com
9 ALEXANDER H. SCHMIDT (*pro hac vice*)
schmidt@whafh.com
10 MARTIN E. RESTITUYO (*pro hac vice*)
restituyo@whafh.com
11 WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLP
12 270 Madison Avenue
New York, NY 10016
13 Telephone: 212/545-4600
14 Facsimile: 212/545-4677

15 Plaintiffs' Interim Lead Counsel

16 UNITED STATES DISTRICT COURT
17 FOR THE NORTHERN DISTRICT OF CALIFORNIA
18 SAN JOSE DIVISION

19 IN RE APPLE & AT&TM ANTITRUST)
20 LITIGATION)

Master File No. C 07-05152 JW

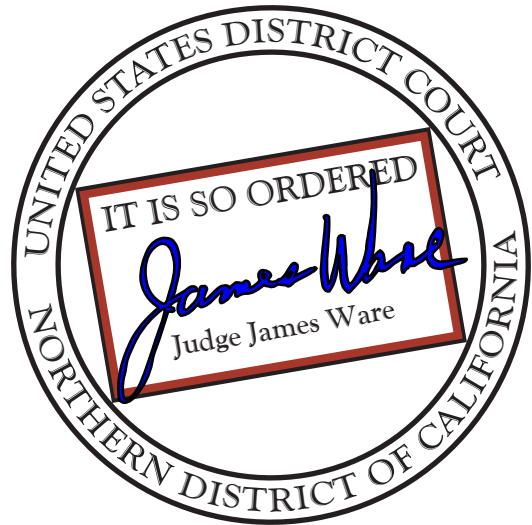
21) STIPULATION AND [PROPOSED])
22) SCHEDULING ORDER)

23) DATE: Submitted)

24) TIME: Submitted)

25) CRTRM: 8)

26) JUDGE: Hon. James Ware)
27)
28)



STIPULATION AND [PROPOSED] SCHEDULING ORDER - MASTER FILE NO. C 07-05152 JW

1 AND NOW, this 9th day of April, 2008, upon the agreement of Plaintiffs' Interim Lead
2 Counsel and counsel for defendants, it is hereby ordered and decreed as follows:

3 1. Plaintiffs shall file and serve their Consolidated Class Action Complaint in this
4 action on or before May 5, 2008;

5 2. Defendants shall file and serve their answers to the Consolidated Class Action
6 Complaint, motions to dismiss, or motion to dismiss or stay in favor of arbitration on or before
7 June 6, 2008;

8 3. If defendants move to dismiss or move to stay in favor of arbitration, plaintiffs shall
9 file and serve their response to defendants' motions on or before July 16, 2008;

10 4. Defendants shall file and serve any reply briefs in support of their motions to
11 dismiss or motion to dismiss or stay in favor of arbitration on or before August 5, 2008; and

12 5. Defendants' motions to dismiss, or motion to dismiss or stay in favor of arbitration,
13 if any, will be heard on September 8, 2008, at 9:00 a.m., or as soon thereafter as counsel may be
14 heard, in Courtroom 8 of this Court.

15 DATED: April 9, 2008

Respectfully Submitted,

16 WOLF HALDENSTEIN ADLER
17 FREEMAN & HERZ LLP
18 FRANCIS M. GREGOREK
19 BETSY C. MANIFOLD
20 RACHELE R. RICKERT

21 /s/ Francis M. Gregorek
FRANCIS M. GREGOREK

22 750 B. Street, Suite 2770
23 San Diego, California 92101
24 Telephone: 619/239-4599
25 Facsimile: 619/234-4599
gregorek@whafh.com
manifold@whafh.com
rickert@whafh.com
26
27
28

WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLP
MARK C. RIFKIN (*pro hac vice*)
ALEXANDER H. SCHMIDT (*pro hac vice*)
MARTIN E. RESTITUYO (*pro hac vice*)
270 Madison Avenue
New York, New York 10016
Telephone: 212/545-4600
Facsimile: 212/545-4677
rifkin@whafh.com
schmidt@whafh.com
restituyo@whafh.com

Plaintiffs' Interim Lead Counsel

DATED: April 9, 2008

LATHAM WATKINS, LLP
ADRIAN F. DAVIS
ALFRED C. PFEIFFER, JR.
DANIEL M. WALL
CHRISTOPHER S. YATES

/s/ Daniel M. Wall
DANIEL M. WALL

505 Montgomery Street, Suite 1900
San Francisco, CA 94111
Telephone: 415/391-0600

Counsel for Defendant Apple, Inc.

DATED: April 9, 2008

CROWELL AND MORING LLP
DAVID E. CROWE
DANIEL A. SASSE

/s/ Daniel A. Sasse
DANIEL A. SASSE

3 Park Plaza, 20th Floor
Irvine, CA 92614-8505
Telephone: 949/263-8400
Facsimile: 949/263-8414

Counsel for Defendant AT&T Mobility, LLC

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: April 10, 2008


HON. JAMES WARE
UNITED STATES DISTRICT COURT JUDGE

DECLARATION REGARDING CONCURRENCE

I, Francis M. Gregorek, am the ECF User whose identification and password are being used to file this STIPULATION AND [PROPOSED] SCHEDULING ORDER. In compliance with General Order 45.X.B, I hereby attest that Daniel M. Wall and Daniel A. Sasse have concurred in this filing.

DATED: April 9, 2008

WOLF HALDENSTEIN ADLER FREEMAN
& HERZ LLP

/s/ Francis M. Gregorek

FRANCIS M. GREGOREK

DECLARATION OF SERVICE

I, Maureen Longdo , the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and a resident of the County of San Diego, over the age of 18 years, and not a party to or interested in the within action; that declarant's business address is 750 B Street, Suite 2770, San Diego, California 92101.

2. That on April 9, 2008, declarant served STIPULATION AND [PROPOSED] SCHEDULING ORDER via the CM/ECF System to the parties who are registered participants of the CM/ECF System.

3. That there is regular communication between the parties.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 9th day of April, 2008, at San Diego, California.


MAUREEN LONGDO

APPLE:15958.STIP

APPLE ANTITRUST
Service List – February 13, 2008
Page 1

COUNSEL FOR PLAINTIFFS

Francis M. Gregorek
Betsy C. Manifold
Rachele R. Rickert
WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLP
750 B Street, Suite 2770
San Diego, CA 92101
619/239-4599
619/234-4599 (fax)

Mark C. Rifkin
Alexander H. Schmidt
WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLP
270 Madison Ave.
New York, NY 10016
212/545-4600
212/545-4653 (fax)
rifkin@whafh.com
schmidt@whafh.com

Randall S. Newman
NEWMAN & ASSOCIATES, P.C.
The Trump Building
40 Wall Street, 61st Floor
New York, NY 10005
212/797-3737
212/797-3172 (fax)
rsn@randallnewman.net

Stephen P. Denittis
Norman Shabel
SHABEL & DENITTIS, P.C.
5 Greentree Centre, Suite 302
Marlton, NJ 08053
856/797-9951
856/797-9978 (fax)
sdenittis@shabeldenittis.com

Counsel for Plaintiff Herbert H. Kliegerman

Damian R. Fernandez
LAW OFFICE OF DAMIAN R. FERNANDEZ
14510 Big Basin Way
Suite A, PMB 285
Saratoga, CA 95070-6091
408/355-3021
408/904-7391 (fax)
Damianfernandez@gmail.com

M. Van Smith
LAW OFFICES OF V. MAN SMITH
14510 Big Basin Way
Suite A, PMB 285
Saratoga, CA 95070-6091
408/355-3021
408/904-7391 (fax)
mvsmith@sbcglobal.net

Counsel for Plaintiffs Michael G. Lee, Dennis V. Macasaddu, Mark G. Morikawa, Vincent Scotti and Timothy Smith

Max Folkenflik
Margaret McGerity
FOLKENFLIK & MCGERITY
1500 Broadway, 21st Floor
New York, NY 10036
212/757-0400
212/757-2010 (fax)
max@fmlaw.net

H. Tim Hoffman
Arthur W. Lazear
Morgan M. Mack
HOFFMAN & LAZEAR
180 Grand Avenue, Suite 1550
Oakland, CA 94612
510/763-5700
hth@hoffmanandlazeare
awl@hoffmanandlazeare.com
mmm@hoffmanandlazeare.com

Counsel for Plaintiffs Paul Holman and Lucy Rivello

APPLE ANTITRUST
Service List – February 13, 2008
Page 2

COUNSEL FOR DEFENDANTS

Hanno F. Kaiser
LATHAM & WATKINS, LLP
885 Third Avenue, Suite 1000
New York, NY 10022
212/906-1252
212/751-4864 (fax)
Hanno.kaiser@lw.com

Adrian F. Davis
Alfred C. Pfeiffer, Jr.
Daniel M. Wall
Christopher S. Yates
LATHAM WATKINS, LLP
505 Montgomery Street, Suite 1900
San Francisco, CA 94111
415/391-0600
adrian.davis@lw.com
al.pfeiffer@lw.com
dan.wall@lw.com
chris.yates@lw.com

Counsel for Defendant Apple, Inc.

David E. Crowe
Daniel A. Sasse
CROWELL AND MORING LLP
3 Park Plaza, 20th Floor
Irvine, CA 92614-8505
949/263-8400
949/263-8414 (fax)
dcrowe@crowell.com
dsasse@crowell.com

Jeffrey W. Howard
Christopher E. Ondeck
William R. Smith
CROWELL AND MORING LLP
1001 Pennsylvania Avenue, N.W.
Washington, DC 20004-2595
202/624-2500
202/628-5116 (fax)
jhoward@crowell.com
condeck@crowell.com
wrsmith@crowell.com

Counsel for Defendant AT&T Mobility, LLC

Donald M. Falk
MAYER BROWN LLP
Two Palo Alto Square, Suite 300
3000 El Camino Real
Palo Alto, CA 94306-2112
650/331-2030
650/331-2060 (fax)
dfalk@mayerbrown.com

Archis A. Parasharami
MAYER BROWN LLP
1909 K Street NW
Washington, DC 20006
202/263-33287
aparasharami@mayerbrown.com

Counsel for Defendant AT&T Mobility, LLC